IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 33558 of 2006(T)

OA.293/2000 of DEBT RECOVERY TRIBUNAL, ERNAKULAM
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PETITIONER:
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1. JARSHAD P.M., PANIKKAVEETTIL HOUSE,
PALAPETTY P.O., VELIANCODE,
MALAPPURAM.

2. JASHIDA (MINOR),
REP. BY IST PETITIONER.

BY ADV. SRI.C.S.ABDUL SAMMAD
SRI.V.D.BALAKRISHNA KARTHA

RESPONDENTS:
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1. STATE BANK OF TRAVANCORE,
HAVING ITS HEAD OFFICE AT THIRUVANANTHAPURAM,
REP. BY ITS BRANCH MANAGER,
PONNANI BRANCH, MALAPPURAM, PIN-679 577.

2. DEBT RECOVERY TRIBUNAL,
ERNAKULAM,
REP. BY ITS REGISTRAR.

BY ADV. SMT.RADHIKA RAJASEKHARAN, SC, SBT

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN, J.

W.P.(C) NO. 33558 OF 2006

Dated this the 19th day of December, 2006

J U D G M E N T

The limited prayer made in this writ petition is to direct the Bank to dispose of the representation Exhibit P6 and till such time to stay further proceedings in recovering the loan by auctioning the properties having an extent of 10 cents in item 4 in A Schedule.

2. Heard the learned standing counsel appearing for the Bank.

3. In the facts and circumstances of the case, there will be a direction as prayed for. The Bank shall dispose of Exhibit P6 representation and intimate the same to the petitioner. It will be open to the Bank to move the Recovery Officer afresh subject to the orders that may be passed on Exhibit P6.

Writ petition is disposed of as above.

P.R.RAMAN, JUDGE

Rp